

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF CHIROPRACTIC EXAMINERS

Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2012-03 as issued by Governor Brewer. (See the text of the executive order on page 160.)

[R13-10]

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 7, Board of Chiropractic Examiners
Article and its heading: 14, Business Entities
Section numbers: Sections to be determined.
- 2. The subject matter of the proposed rule:**
Senate Bill 1120, passed during this past legislative session, established the authority of the Board of Chiropractic Examiners to regulate business entities that offer chiropractic services but that are not owned by a licensed health care professional. The proposed rules shall set forth the initial application requirements, renewal application requirements and the initial and renewal application fees for business entity registration.
- 3. A citation to all published notices relating to the proceeding:**
None.
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Patrice A. Pritzl, Executive Director
Address: Board of Chiropractic Examiners
5060 N. 19th Ave., Suite 416
Phoenix, AZ 85015
Telephone: (602) 864-5088
Fax: (602) 864-5099
E-mail: patrice.pritzl@azchiroboard.us
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Board will accept written comments between 8 a.m. and 5 p.m. Monday through Friday. The Board will publish an opportunity to request an oral hearing with the Notice of Proposed Rulemaking.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
None.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES HEALTH PROGRAMS SERVICES

Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per Executive Order 2012-03 as issued by Governor Brewer. (See the text of the executive order on page 160.) The Governor's Office authorized the notice to proceed through the rulemaking process on November 28, 2012.

[R13-09]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 13, Department of Health Services - Health Programs Services
Article and their headings: 2, Newborn and Infant Screening
Section numbers: R9-13-201 through R9-13-208 (The Department may add, delete, or modify other Sections, as necessary.)
- 2. The subject matter of the proposed rules:**

Notices of Rulemaking Docket Opening

Laws 2012, Ch. 299, § 2, which was signed by the Governor on May 7, 2012, removed the statutory fee cap for a second newborn screening specimen and allows the Department to establish a new second fee through rulemaking. The Department plans to amend the newborn screening rules in 9 A.A.C. 13, Article 2, to increase the second fee to cover the costs associated with testing and follow-up for the disorders specified in the rules, which can cause disability or death if not detected and treated early in a baby's life, and billing for these activities. Laws 2008, Ch. 225, § 1 made the Arizona State Laboratory the "only testing facility for the program," removing the requirement for solicitation for testing by a contracted entity. In this rulemaking, the Department also plans to amend the rules to comply with Laws 2008, Ch. 225 and make other changes that would clarify requirements in the rules to reduce the burden on stakeholders. The Department received an exception from the Governor's rulemaking moratorium, established by Executive Order 2012-03, for this rulemaking. The proposed amendments will conform to rulemaking format and style requirements of the Governor's Regulatory Review Council and the Office of the Secretary of State.

The agency docket number:

RE-001-13

3. A citation to all published notices relating to the proceeding:

None

4. The name and address of agency personnel with whom persons may communicate regarding the rules:

Name: Ward Jacox, Office Chief
Address: Arizona Department of Health Services
Office of Newborn Screening
250 N. 17th Ave.
Phoenix, AZ 85007
Telephone: (602) 364-1410
Fax: (602) 364-1495
E-mail: Ward.Jacoxs@azdhs.gov
or
Name: Thomas Salow, Manager
Address: Department of Health Services
Office of Administrative Counsel and Rules
1740 W. Adams St., Suite 203
Phoenix, AZ 85007
Telephone: (602) 542-1020
Fax: (602) 364-1150
E-mail: Thomas.Salow@azdhs.gov

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

Written comments will be accepted at the addresses listed in item #4 until the close of record, which has not yet been determined. The Department has not scheduled any oral proceedings at this time.

6. A timetable for agency decisions or other action on the proceeding, if known:

To be announced in the Notice of Proposed Rulemaking